HON'BLE THE CHIEF JUSTICE SRI G.S. SINGHVI
AND
HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

Writ Appeal No.700 of 2007

Between:

Y. Nagendra Babu … Appellant

And

The Registrar (Management),
High Court of Andhra Pradesh,
Hyderabad and another. … Respondents

:: J U D G M E N T ::

Counsel for the appellant : Sri G. Vidyasagar

Counsel for the respondents : Sri D.V. Sitharam Murthy

5th September, 2007

Per G.S. Singhvi, C.J.

This appeal is directed against order dated 24-7-2007 passed by the learned Single Judge in Writ Petition No.15618 of 2007, whereby he declined to entertain the appellant's prayer for being allowed to continue to operate Xerox Copying Machine in the Courts Complex at Tirupati.

At the hearing, Sri G. Vidyasagar, learned counsel for the appellant submitted that he does not want to press the appeal on merits, but his client may be given one month's time to vacate the licensed premises.

Sri D.V. Sitharam Murthy, learned Standing Counsel for the

High Court of Andhra Pradesh says that his clients will have no objection if one month's time is allowed to the appellant to vacate the premises.

In view of the statements made by the learned counsel, the appeal is disposed of with the direction that the appellant shall be allowed to continue to operate the Xerox Copying Machine in the Courts Complex at Tirupati for a period of one more month commencing from today. This will be subject to the condition that within seven days from today, the appellant should furnish a written undertaking in the form of an affidavit to District Judge, Chittoor that he will hand over vacant possession of the site to the officer designated by the District Judge. This would necessarily mean that if the petitioner fails to furnish the required undertaking and/or fails to hand over vacant possession of the site at the end of one month's period, then the respondents shall be entitled to take all legally permissible measures including the use of force for getting the site vacated.

As a sequel to disposal of the appeal in the manner indicated above, WAMP.No.1413 of 2007 filed by the appellant for interim relief is disposed of as infructuous.

G.S. SINGHVI, C.J.

5th September, 2007

C.V. NAGARJUNA REDDY, J.

ARS